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FAX COVER SHEET

DATE: February 3, 2006 TIME: 11:15 a.m.
TO: Examiner Bryan Bui, Group Art Unit 2863
FAX NO.: 571-273-8300
PHONE NO.: _____

FROM: Lori L. Stewart, Certified PP, PLS
Direct Dial: (202) 842-0447
Email Address: LStewart@BurnsLev.com

MESSAGE: U.S. Serial No. 10/748,182
Jeffrey M. SIERACKI
"Greedy Adaptive Signature Discrimination System and Method"
Our Reference: 90013.0.1

Attached is a copy of the returned, date-stamped post card,
Response to Notice of Non-Compliant Amendment, Information
Disclosure Statement, PTO-1449, Request for Refund and
enclosures filed via first class mail on August 2, 2005, in regard
to the above-identified application.

NUMBER OF PAGES
INCLUDING COVER SHEET: 60

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Docket No. 96013.0.1
Serial/Patent No. 1017481182
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- ☐ New Application
☐ Filing Date
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AUG 0 2 2005
1608/02/05



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☒ Resp. to O.A. Supplemental 24 pages
☐ Con. Doc.
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*x IDS, 1449, 1 ref;
Request for Return
of attachments; transmittal*

No. 9012 Patent receipt card, 9-02

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PTO/SB/21 (09-04)

Approved for use through 07/31/2005. OMB 0651-0031

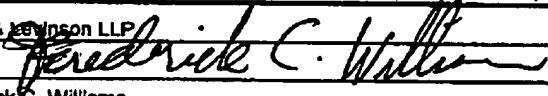
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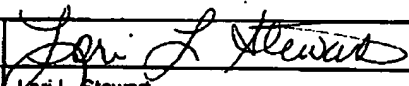
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	10/748,182
		Filing Date	Dec 31, 2003
		First Named Inventor	Sieracki, Jeffrey M.
		Art Unit	2121
		Examiner Name	Bryan Bui
Total Number of Pages in This Submission	226	Attorney Docket Number	90013.0.1

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ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Supplemental Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance communication to (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Request for Refund Return Post Card
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Burns & Levinson LLP		
Signature			
Printed name	Frederick C. Williams		
Date	August 2, 2005	Reg. No.	36969

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name	Lori L. Stewart	Date	August 2, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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10/748182

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www.uspto.gov

Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 07-21-2005 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required. Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted. 37 CFR 1.121(h).

THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☐ C. Other _____
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other _____
- ☐ 3. Amendments to the drawings: _____
- ☒ 4. Amendments to the claims:
- ☐ A. A complete listing of all of the claims is not present.
 - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 - ☒ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following 7 status identifiers: (Original), (Currently amended), (Canceled), (Withdrawn), (Previously presented), (New) and (Not entered).
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☒ E. Other: claim 14 appears to have an incorrect status identifier.

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dcom/opla/brognotice/officesilver.pdf>.

If the non-compliant amendment is a **PRELIMINARY AMENDMENT**, applicant is given **ONE MONTH** from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this **ONE MONTH** time limit is not extendable.

If the non-compliant amendment is a reply to a **NON-FINAL OFFICE ACTION** (including a submission for an RCE), and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(c)), applicant is given a **TIME PERIOD** of **ONE MONTH** from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).**

If the amendment is a reply to a **FINAL REJECTION**, this form may be an attachment to an Advisory Action. The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant status of the amendment.

L. Spruell
Legal Instruments Examiner (LIE)

571-272-1623
Telephone No.



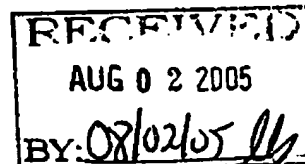
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/748,182	12/31/2003	Jeffrey M. Sieracki	90013.0.1	5568
40320	7590	08/01/2005	EXAMINER	
BURNS & LEVINSON LLP 1030 15TH STREET NW, SUITE 300 WASHINGTON, DC 20005-1501			BUI, BRYAN	
			ART UNIT	PAPER NUMBER
			2863	

DATE MAILED: 08/01/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



***** ACCOUNT NUMBER *****

302383

Name: BURNS & LEVINSON LLP
Attention: FREDERICK C. WILLIAMS
Address: 1030 FIFTEENTH STREET., NW SUITE 300
City: WASHINGTON
State: DC
Zip: 20005-1501
Country: UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
07/01	1055	[REDACTED]		8521	\$40.00	\$9,381.00
07/05	306	[REDACTED]	[REDACTED]	7001	\$325.00	\$9,056.00
07/06	132	[REDACTED]	[REDACTED]	7001	\$325.00	\$8,731.00
07/06	134	E- REPLENISHMENT		9203	-\$425.00	\$9,156.00
07/06	147	[REDACTED]	[REDACTED]	2005	\$100.00	\$9,056.00
07/06	210	[REDACTED]		8507	\$30.00	\$9,026.00
07/06	211	[REDACTED]		8514	\$50.00	\$8,976.00
07/06	212	[REDACTED]		8524	\$40.00	\$8,936.00
07/07	73	[REDACTED]	[REDACTED]	8521	\$40.00	\$8,896.00
07/07	74	[REDACTED]	[REDACTED]	8522	\$75.00	\$8,821.00
07/08	551	[REDACTED]	[REDACTED]	7001	\$650.00	\$8,171.00
07/11	311	[REDACTED]	[REDACTED]	7003	\$100.00	\$8,071.00
07/12	58	E- REPLENISHMENT		9203	-\$1,195.00	\$9,266.00
07/12	275	[REDACTED]	[REDACTED]	7205	\$100.00	\$9,166.00
07/12	276	[REDACTED]	[REDACTED]	7201	\$400.00	\$8,766.00
07/12	430	[REDACTED]	[REDACTED]	7205	\$100.00	\$8,666.00
07/12	431	[REDACTED]	[REDACTED]	7201	\$400.00	\$8,266.00
07/13	10	[REDACTED]	[REDACTED]	2252	\$225.00	\$8,041.00
07/13	29	[REDACTED]	[REDACTED]	8021	\$80.00	\$7,961.00
07/13	175	[REDACTED]	[REDACTED]	2551	\$450.00	\$7,511.00
07/18	387	[REDACTED]		8021	\$40.00	\$7,471.00
07/18	526	[REDACTED]		8021	\$40.00	\$7,431.00
07/19	62	[REDACTED]	[REDACTED]	2051	\$65.00	\$7,366.00
07/20	1	[REDACTED]	[REDACTED]	1806	\$180.00	\$7,186.00
07/21	6	E- REPLENISHMENT		9203	-\$1,635.00	\$8,821.00
07/21	536	[REDACTED]		8021	\$40.00	\$8,781.00
07/22	1313	[REDACTED]		8021	\$40.00	\$8,741.00
07/22	1314	[REDACTED]		8021	\$40.00	\$8,701.00
07/27	47	E- REPLENISHMENT		9203	-\$2,000.00	\$10,701.00
07/28	138	[REDACTED]	[REDACTED]	2005	\$100.00	\$10,601.00
07/29	1	10748182	90013.0.1	2202	\$475.00	\$10,126.00
07/29	50	[REDACTED]	[REDACTED]	2253	\$510.00	\$9,616.00
		START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE	
		\$9,421.00	\$5,060.00			

Docket No. 90013.0.1
Serial/Patent No. 10/748,182

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JUL 25 2005
15Y: 07/25/05

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☒ Resp. to O.A. of May 16, 05 - 24 pages

☐ Con. Doc

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/748,182
	Filing Date	Dec 31, 2003
	First Named Inventor	Sieracki, Jeffrey M.
	Art Unit	2863
	Examiner Name	Bul, Bryan
Total Number of Pages in This Submission	Attorney Docket Number	90013.0.1

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ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
<div style="border: 1px solid black; padding: 2px;">Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Burns & Levinson LLP			Customer Number	40320
Signature	<i>Frederick C. Williams</i>				
Printed name	Frederick C. Williams				
Date	July 19, 2005		Reg. No.	36969	

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Signature	<i>Lori L. Stewart</i>		
Typed or printed name	Lori L. Stewart	Date	July 19, 2005

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